

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION**

**RICHARD D. PERCEFULL, ADC #148005**

**PLAINTIFF**

**v.**

**CASE NO. 5:12CV00082 BSM/JTR**

**VERNON R. ROBERTSON et al.**

**DEFENDANTS**

**ORDER**

The proposed findings and recommended disposition submitted by United States Magistrate Judge J. Thomas Ray and the filed objections have been reviewed. After carefully considering these documents and making a *de novo* review of the record, it is concluded that the proposed findings and recommended disposition should be, and hereby are, approved and adopted in their entirety in all respects.

**IT IS THEREFORE ORDERED THAT:**

1. Pursuant to the screening function mandated by 28 U.S.C. § 1915A, this case is dismissed, without prejudice, for failure to state a claim on which relief may be granted.
2. Dismissal of this action constitutes a "strike," as defined by 28 U.S.C. § 1915(g).
3. It is hereby certified, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this order and the accompanying judgment would not be taken in good faith.

Dated this 4th day of May 2012.

  
UNITED STATES DISTRICT JUDGE